IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH,

AT HYDERABAD

HON'BLE SRI JUSTICE V.V.S. RAO

W.P. No. 6852 OF 2002

Date: 29.11.2005

BETWEEN:

1. M. Kamalakar Rao and others.

…. PETITIONERS

And

Ramagundam Municipality,

Ramagundam, Karimnagar District

Rep. by its Municipal Commissioner.

…. RESPONDENT

HONOURABLE SRI JUSTICE V.V.S. RAO

WRIT PETITION No. 6852 OF 2002

ORDER:

The petitioners filed the present writ petition seeking a Writ of Mandamus declaring the demand notices dated 21.3.2002 issued by the respondent Municipality demanding trade licence fee in respect of the liquor shops run by the petitioners, at 1% of the rentals/excise fees. The notice and action of the Municipality is challenged essentially on the ground that no such power inheres in the Municipality to levy or collect trade licence fee in respect of the business carried on by the petitioners under A.P. Excise Act, 1968 and A.P. Indian Liquor and Foreign Liquor Rules, 1970.

The question raised in this writ petition is considered by this Court in W.P.No.6422 of 2000 and batch, dated 28-10-2005. Following the same, this Writ Petition is also allowed in terms of the said judgment. No costs.

(**V.V.S. RAO, J.**)

29th November, 2005

Js.